Custom r Number: 000959

Attorney's Docket Number JCW-001

### Declaration, Petition and Power of Attorney for Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

COMPACT SHUFFLE LEG EXERCISER

the specification of which

(check one)

X is attached hereto.

was filed on \_\_\_\_\_

and was amended on \_\_\_\_\_\_ (if applicable)

Application Serial No.

I do not know and do not believe that the subject matter of this application was known or used by others in the United States or patented or described in a printed publication in any country before my invention thereof, or patented or described in a printed publication in any country or in public use or on sale in the United States more than one year prior to the date of this application, or first patented or caused to be patented or made the subject of an inventor's certificate by me or my legal representatives or assigns in a country foreign to the United States prior to the date of this application on an application filed more than twelve months (six months if this application is for a design) before the filing of this application; and I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application, that no application for patent or inventor's certificate on the subject matter of this application has been filed by me or my representatives or assigns in any country foreign to the United States, except those identified below, and that I have reviewed and understand the contents of the specification, including the claims as amended by any amendment referred to herein.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

# CLAIM OF BENEFIT OF EARLIER FOREIGN APPLICATION(S)

I hereby claim priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below, and have also identified below any foreign application(s) for patent or inventor's certificate filed by me on the same subject matter having a filing date before that of the application(s) from which priority is claimed.

#### Check one:

- X no such applications have been filed.
- \_ such applications have been filed as follows

## EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

Country	Application Number	Date of Filing	Priority Claimed
		(month,day,year)	Under 35 USC 119
			_ Yes No _
			_ Yes No _
			_Yes No_
			_Yes No_
			_Yes No_
ALL FO	DREIGN APPLICATION(S), IF	ANY FILED MORE TH	HAN 12 MONTHS

ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

### CLAIM FOR BENEFIT OF U.S. PROVISIONAL APPLICATION(S)

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

60/178,237	January 26, 2000
(Application Serial No.)	(Filing Date)
(Application Serial No.)	(Eit D
(Application Senai No.)	(Filing Date)

I hereby claim the benefit under Title 35, United States Code, §120 of any earlier United States application(s) or PCT international application(s) designating the United States listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the earlier application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date(s) of the earlier application(s) and the national or PCT international filing date of this application. As to subject matter of this application which is common to my earlier application(s), if any, described below, I do not know and do not believe that the same was known or used by others in the United States or patented or described in a printed publication in any country before my invention thereof, or patented or described in a printed publication in any country or in public use or on sale in the United States more than one year prior to the date(s) of said earlier application(s), or first patented or caused to be patented or made the subject of an inventor's certificate by me or my legal representatives or assigns in a country foreign to the United States prior to the date(s) of said earlier application(s) on an application filed more than twelve months (six months if this application is for a design) before the filing of said earlier application(s); and I acknowledge that no application for patent or inventor's certificate on said subject matter has been filed by me or my representatives or assigns in any country foreign to the United States except those identified herein.

(Application Serial No.)	(Filing Date)	(Status) (patented,pending,aband.)
(Application Serial No.)	(Filing Date)	(Status) (patented,pending,aband.)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

James E. Cockfield Thomas V. Smurzynski Ralph A. Loren Giulio A. DeConti, Jr. Ann Lamport Hammitte Elizabeth A. Hanley Amy E. Mandragouras Anthony A. Laurentano Jane E. Remillard Jeremiah Lynch Kevin J. Canning Jeanne M. DiGiorgio	Reg. No. 19,162 Reg. No. 24,798 Reg. No. 29,325 Reg. No. 31,503 Reg. No. 34,858 Reg. No. 33,505 Reg. No. 36,207 Reg. No. 38,220 Reg. No. 38,872 Reg. No. 17,425 Reg. No. 35,470 Reg. No. 41,710	Nicholas P. Triano III Peter C. Lauro DeAnn F. Smith William D. DeVaul David J. Rikkers Chi Suk Kim Maria Laccotripe Zacharakis Debra J. Milasincic David R. Burns Sean D. Detweiler Peter S. Stecher	Reg. No. 36,397 Reg. No. 32,360 Reg. No. 36,683 Reg. No. 42,483 Reg. No. 43,882 Reg. No. 42,728 Limited Recognition Under 37 C.F.R. § 10.9(b) Reg. No. 46,931 Reg. No. 46,590 Reg. No. 42,482 Reg. No. 47,259
	,		Reg. No. 47,259 Reg. No. 43,640

Send Correspondence to Anthony A. Laurentano, Esq. at Customer Number: 000959 whose address is:

Lahive & Cockfield, LLP, 28 State Street, Boston, MA 02109

Direct Telephone Calls to: (name and telephone number)

David J. Rikkers, Esq., (617) 227-7400

Wherefore I petition that letters patent be granted to me for the invention or discovery described and claimed in the attached specification and claims, and hereby subscribe my name to said specification and claims and to the foregoing declaration, power of attorney, and this petition.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor John J. Castellot, Jr.	
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Citizenship United States of America	
Post Office Address (if different)	

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Inventor's signature	Date
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Post Office Address (if different)	- 11

Full-name of fourth inventor, if any		
Kathryn Blum	<b>S</b> ON STATE OF THE	
Inventor's signature	Date // // // // // // // // // // // // //	
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Annlicant or Patentee	John I Contailed In Bahamari Land Line		
Serial or Patent No.:	John J. Castellot, Jr., Robert H. Lee, Line		
Filed or Issued:		Attorney's Docket No.:_	JCW-001
	Filed Herewith		
TRIE: COMPACT	SHUFFLE LEG EXERCISER		<u> </u>
VE	RIFIED STATEMENT (DECLARATIO	ON) CLAIMING SMALL ENTITY	STATUS

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(b)) - INDEPENDENT INVENTOR
.,,

	(37 C)	'R 1.9(1) and 1.27(b)) - INDEPEND	ENT INVENTOR
As a below	w named inventor, I hereby de reduced fees to the Patent and	clare that I qualify as an independent Trademark Office described in:	inventor as defined in 37 CFR 1.9(c) for purposes
X	the specification filed herew	with with title as listed above.	
	the application identified ab	ove.	
	the patent identified above.		
person had	y rights in the invention to any	y person who would not qualify as an concern which would not qualify as:	n under contract or law to assign, grant, convey or independent inventor under 37 CFR 1.9(c) if that a small business concern under 37 CFR 1.9(d) or
Each perso	on, concern or organization to law to assign, grant, convey,	which I have assigned, granted, conve or license any rights in the invention i	eyed, or licensed or am under an obligation under is listed below:
X	No such person, concern, or	organization exists.	·
	Each such person, concern of	or organization is listed below.	
the like so	elieved to be true; and further made are punishable by fine o	that these statements were made with r imprisonment, or both, under section	e and that all statements made on information and the knowledge that willful false statements and 1001 of Title 18 of the United States Code, and any patent issuing thereon, or any patent to which
John J. (	Castellot, Jr.	Robert H. Lee	Lìnda Brennan
NAME OF	INVENTOR	NAME OF INVENTOR	NAME OF INVENTOR
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Ignature	f Inventor	Signature of inventor	Signature of Inventor
1-26	-0/	1-26-01	1-26-01
Date		Date	Date
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Signature o	sy Lun- finventor		
Data 1/2	6/01		